

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE TARIFF FILING)
BY CHESAPEAKE UTILITIES CORPORATION)
FOR A NEW RATE SCHEDULE) PSC DOCKET NO. 19-0604
“MVFF” CALLED TOWN OF MILLVILLE)
FRANCHISE FEE RIDER)
(FILED SEPTEMBER 18, 2019))

ORDER NO. 9479

AND NOW, this 8th day of October, 2019 the Public Service Commission (the “Commission”) determines and orders the following:

WHEREAS, on September 18, 2019, Chesapeake Utilities Corporation (“Chesapeake” or the “Company”) filed with the Commission (the “Commission”) an application (“Application”) seeking approval of a new Rate Schedule called Town of Millville Franchise Fee Rider (“MVFF”) relating to a proposed surcharge to be assessed against the Company’s gas customers within the Town of Millville; and

WHEREAS, the proposed MVFF surcharge of \$0.0100 per Ccf of delivered gas is meant to mirror the volumetric franchise fee imposed upon the Company by the Town of Millville under a franchise agreement adopted by the Town of Millville on September 10, 2019; and

WHEREAS, the Company has requested that the Commission waive the sixty (60) day notice requirement for a rate change and schedule this matter at a regularly-scheduled Commission meeting to consider the tariff changes implementing the MVFF surcharge so that such changes and the surcharge will be effective November 5, 2019;

**NOW, THEREFORE, IT IS ORDERED BY THE AFFIRMATIVE VOTE
OF NO FEWER THAN THREE COMMISSIONERS:**

1. Pursuant to 26 *Del. C.* §306(a)(1), the tariff changes proposed by Chesapeake in its Application filed September 18, 2019 which seeks to implement a MVFF surcharge to be assessed against Chesapeake's gas subscribers within the Town of Millville, are hereby suspended pending further Order of the Commission.

2. The Commission will consider the tariff changes to implement the MVFF Rider surcharge as proposed by Chesapeake at the Commission's regularly scheduled meeting to be held on Tuesday, November 5, 2019 beginning at 1:00 P.M.

3. Chesapeake shall publish the public notice attached as **Exhibit "A"** in two column format, outlined in black, in the legal classified sections of The News Journal and Delaware State News newspapers on or before **October 14, 2019**. Chesapeake shall also file proof of such publications with the Commission as soon as possible, but no later than October 21, 2019.

4. Chesapeake is hereby advised that the cost of this proceeding will be charged to it under the provisions of 26 *Del. C.* §114(b) (1).

5. The Commission reserves the jurisdiction and authority to enter such other or further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

Chair

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

Secretary

EXHIBIT “A”
BEFORE THE PUBLIC SERVICE COMMISSION
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| FOR A NEW RATE SCHEDULE |) | PSC DOCKET NO. 19-0604 |
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PUBLIC NOTICE

TO: ALL NATURAL GAS CUSTOMERS OF CHESAPEAKE UTILITIES CORPORATION AND, IN PARTICULAR, THOSE WITHIN THE TOWN OF MILLVILLE, AND OTHER INTERESTED PERSONS

On September 18, 2019, Chesapeake Utilities Corporation (“Chesapeake” or the “Company”) filed with the Delaware Public Service Commission (“the Commission”) an application requesting permission to change its gas service tariff to implement a Town of Millville Franchise Fee Rider (“MVFF”) surcharge to be assessed against Chesapeake’s gas customers within the Town of Millville. The MVFF surcharge, in the amount of \$0.0100 per Ccf of delivered gas, would mirror the volumetric franchise fee that the Town of Millville imposes on Chesapeake under a franchise agreement adopted by the Town of Millville on September 10, 2019 for the use of the Town of Millville’s public roads and rights-of-way. The surcharge would be applied only to Chesapeake’s customers within the Town of Millville.

On October 8, 2019 the Commission suspended the proposed surcharge until further order of the Commission. The Commission will consider whether to grant the Chesapeake’s application for this surcharge at its regularly scheduled meeting on Tuesday, November 5, 2019, commencing

at 1:00 P.M. The meeting will be held in the Commission's office located at 861 Silver Lake Boulevard, Cannon Building, Suite 100, Dover, Delaware 19904. The Commission will render a decision based upon the evidence presented to it at this meeting.

If you wish to formally participate as a party in this matter, with the right to present evidence and be represented by counsel, you must file with the Commission a written petition asking for leave to intervene in accordance with the requirements of the Commission's Rules of Practice and Procedure (26 *Del. Admin. C.* §1001-2.9) ***on or before Monday, October 28, 2019.*** All such petitions should be e-filed according to the Commission's Rules (26 *Del. Admin. C.* §1001-1.6.4). Petitions filed after the deadline of October 28, 2019, will not be considered except for good cause shown.

If you wish, you may file written comments concerning this application ***on or before Monday, October 28, 2019.*** Any written comments should be filed with the Commission at its Dover address set forth above, by Internet e-mail addressed to Samantha.misner@delaware.gov or in DelaFile (<http://delafile.delaware.gov>), under "Submit a Written Comment" Docket No. 19-0604.

You are invited to review Chesapeake's application and supporting documents to determine how your interests may be affected by going to DelaFile (<http://delafile.delaware.gov>), the Commission's file management system, and by searching for PSC Docket No. 19-0604.

If you would like to review documents at the Commission's offices, please contact Donna Nickerson at donna.nickerson@state.de.us to arrange a time for your review. You may also review copies of Chesapeake's application and supporting documents at the office

of the Division of the Public Advocate located at 29 South State Street, Dover, DE 19901. Please call (302) 241-2555 to arrange for a time to review the documents at this location.

If you wish to request copies of documents in this matter, please submit a Freedom of Information Act Request Form. The link to this form can be found on the Commission's website, <http://depsec.delaware.gov>, or by visiting this web address <https://delafile.delaware.gov/Complaints/FOIA.aspx>. The Commission will respond to your request in accordance with the Delaware Freedom of Information Act, 29 *Del. C. ch.* 100.

If you have a disability and wish to participate or to review the materials in this matter, please contact the Commission to discuss any auxiliary aids or services you might need to help you. You may contact the Commission in person, by writing, by telephone (including text telephone), by Internet e-mail, or other means.

If you have questions about this matter, you may call the Commission at 1-800-282-8574 (toll-free in Delaware) or (302) 736-7500 (voice and text telephone). You may also send questions regarding this matter by Internet e-mail addressed to Samantha.misner@delaware.gov